

HOUSE BILL 669
By Turner M

AN ACT to amend Tennessee Code Annotated, Title 47; Title 63 and Title 68, to enact the "Consumer Protection Act for Wheeled Mobility".

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. This act shall be known as the "Consumer Protection Act for Wheeled Mobility".

SECTION 2. Tennessee Code Annotated, Section 68-11-226, is amended by adding the following language as a new subsection (d):

(d)(1) On and after January 1, 2004, all home medical equipment providers providing prescribed wheel mobility devices, modifications, repairs or seating systems in this state shall be a member of the National Registry of Rehabilitation Technology Suppliers (NRRTS).

(2) On and after January 1, 2007, any home medical equipment provider providing prescribed wheel mobility devices, modifications, repairs or seating systems in this state shall be an NRRTS member certified as an Assistive Technology Supplier or Assistive Technology Practitioner.

(3) A home medical equipment provider providing a prescribed wheel mobility device must have a physical location in this state.

(4) Final fitting of the wheel mobility device shall be completed with the home medical equipment provider and therapist present.

(5) Home medical equipment providers shall obtain a complete evaluation and recommendation by a licensed physical therapist or occupational therapist for all recipients of prescribed wheel mobility devices.

(6) On and after January 1, 2007, a physical therapist or occupational therapist evaluating and recommending prescribed wheel mobility devices in this state shall meet the requirements for certification by the Rehabilitation Engineering and Assistive Technology Society of North America.

(7) A physical therapist or occupational therapist executing the evaluation for a prescribed wheel mobility device may not be employed by the home medical equipment provider or the dealer of such equipment.

SECTION 3. This act shall take effect July 1, 2003, the public welfare requiring it.